INTERFERENCE DIGEST

Interference No. 105,554 Paper No.

Name: Kimiyuki Ito et al.

Serial No.: 09/955,030 Patent No.

Title: Photosensitive member

Filed: 09/19/01

Interference with Nakamura et al.

DECISION ON MOTIONS

Administrative Patent Judge,_____Dated,_____

_____

_____

_____

FINAL DECISION

Board of Patent Appeals and Interferences,_____Dated,_____

_____

Court,_____Dated,_____

REMARKS

_____

_____

_____

This should be placed in each application or patent involved in interference in addition to the interference letters.

PAPER NO.

UNITED STATES PATENT AND TRADEMARK OFFICE

DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES
BOX INTERFERENCE, WASHINGTON, D.C. 20231

Filed by: Judge Jameson Lee
Telephone: 571-272-4683
Facsimile: 571-273-0042

MAILED

APR 11 2007

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Applicants: ITO
Application No.: 09/955,030
Filed: 09/19/01
For: Photosensitive member

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,554.

Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).

/Jameson Lee/
JAMESON LEE
Administrative Patent Judge

Paper 1

Mail Stop Interference
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

KAZUSHIGE **NAKAMURA**, AKIO MARUYAMA,
NORIYUKI TAKAGI and MICHIYO SEKIYA
Junior Party
(Patent 5,693,443),

v.

KIMIYUKI **ITO**, KEIICHI INAGAKI
and TAKESHI ISHIDA
Senior Party
(Application 09/955,030).

Patent Interference No. 105,554
(Technology Center 1700)

DECLARATION - Bd.R. 203(b)[1]

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[1] "Bd.R. x" may be used as shorthand for "37 C.F.R. ' 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

Part A. Declaration of interference

An interference is declared (35 U.S.C. § 135(a)) between the above-identified parties. Details of the application(s), patent (if any), reissue application (if any), count(s) and claims designated as corresponding or as not corresponding to the count(s) appear in Parts E and F of this DECLARATION.

Part B. Judge managing the interference

Administrative Patent Judge Jameson Lee has been designated to manage the interference. Bd. R. 104(a).

Part C. Standing order

A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this DECLARATION. The STANDING ORDER applies to this interference.

Part D. Initial conference call

A telephone conference call to discuss the interference is set for **10:00 a.m. on 5 June 2007** (the Board will initiate the call).

No later than **four business days** prior to the conference call, each party shall file and serve (SO §§ 10.1 & 105) a list of the motions (Bd. R. 120; Bd. R. 204; SO §§ 104.2.1, 120 & 204) the party intends to file.

A sample schedule for taking action during the motion phase appears as Form 2 in the STANDING ORDER. Counsel are encouraged to discuss the

schedule prior to the conference call and to agree on dates for taking action. A typical motion period lasts approximately eight (8) months. Counsel should be prepared to justify any request for a shorter or longer period.

Part E. Identification and order of the parties

Junior Party

Named inventors:	Kazushige Nakamura, Yokohama-Shi, Japan Akio Maruyama, Tokyo, Japan Noriyuki Takagi, Kawasaki-Shi, Japan Michiyo Sekiya, Tokyo, Japan
Involved Patent:	5,693,443, granted 12/02/97, based on Application 08/746,980, filed 11/19/96
Title:	Electrophotographic Photosensitive Member, and Process Cartridge and Electrophotographic Apparatus having the same
Assignee:	Canon Kabushiki Kaisha

Senior Party

Named Inventors:	Kimiyuki Ito, Kawanishi-shi, Japan Keiichi Inagaki, Itami-Shi, Japan Takeshi Ishida, Nara-Shi, Japan
Involved Application:	09/955,030, filed 09/19/01
Title:	Photosensitive Member
Assignee:	None

The senior party is assigned exhibit numbers 1001-1999. The junior party is assigned exhibit numbers 2001-2999. Bd. R. 154(c)(1); SO § 154.2.1. The senior party is responsible for initiating settlement discussions. SO § 126.1.

Part F. Count and claims of the parties

Count 1

Nakamura's Patent claim 1 or Ito's Application claim 13

The claims of the parties are:

Nakamura: 1-12

Ito: 13-17, 20, 21, 31-35, and 38-42

The claims of the parties which correspond to Count 1 are:

Nakamura: 1-12

Ito: 13-17, 20, 21, 31-35, and 38-42

The claims of the parties which do not correspond to Count 1, and therefore are not involved in the interference, are:

Nakamura: None

Ito: None

The parties are accorded the following benefit:

Nakamura: None

Ito: Application 08/693,717, filed 08/07/96

Part G. Heading to be used on papers

The following heading must be used on all papers filed in this interference, see SO & 106.1.1:

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

KAZUSHIGE **NAKAMURA**, AKIO MARUYAMA,
NORIYUKI TAKAGI and MICHIYO SEKIYA
Junior Party
(Patent 5,693,443),

v.

KIMIYUKI **ITO**, KEIICHI INAGAKI
and TAKESHI ISHIDA
Senior Party
(Application 09/955,030).

Patent Interference No. 105,554
(Technology Center 1700)

Part H. Order form for requesting file copies

When requesting copies of files, use of SO Form 4 will greatly expedite processing of the request. Please attach a copy of Parts E and F of this DECLARATION with a hand-drawn circle around the patents and applications for which a copy of a file wrapper is requested.

/Jameson Lee/
Administrative Patent Judge

Enc:
Copy of STANDING ORDER
Copy U.S. Patent 5,693,443
Copy of claims of 09/955,030

Revised 3 January 2006

cc (via overnight delivery):

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